

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MONTANA
BUTTE DIVISION**

In re:	§	Case No. 10-62461-7
	§	
RYAN DWAYNE BENNER	§	
BOBBIE JO BENNER	§	
	§	
Debtor(s)	§	

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION REPORT
CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED
AND APPLICATION TO BE DISCHARGED (TDR)**

Joseph V. Womack, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned:	\$0.00	Assets Exempt:	\$0.00
<i>(without deducting any secured claims)</i>			
 Total Distributions to Claimants:	 \$9,360.47	 Claims Discharged Without Payment:	 \$19,093.56
 Total Expenses of Administration:	 \$2,790.32		

3) Total gross receipts of \$12,250.79 (see **Exhibit 1**), minus funds paid to the debtor(s) and third parties of \$100.00 (see **Exhibit 2**), yielded net receipts of \$12,150.79 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Secured Claims (from Exhibit 3)	\$290,800.00	\$0.00	\$0.00	\$0.00
Priority Claims:				
Chapter 7 Admin. Fees and Charges (from Exhibit 4)	NA	\$2,790.32	\$2,790.32	\$2,790.32
Prior Chapter Admin. Fees and Charges (from Exhibit 5)	NA	\$0.00	\$0.00	\$0.00
Priority Unsecured Claims (From Exhibit 6)	\$0.00	\$0.00	\$0.00	\$0.00
General Unsecured Claims (from Exhibit 7)	\$27,498.29	\$10,563.85	\$10,563.85	\$9,360.47
Total Disbursements	\$318,298.29	\$13,354.17	\$13,354.17	\$12,150.79

4). This case was originally filed under chapter 7 on 10/13/2010. The case was pending for 124 months.

5). All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6). An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 02/09/2021

By: /s/ Joseph V. Womack
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE	AMOUNT RECEIVED
2010 tax refunds	1224-000	\$4,978.90
WF CPI Refund	1229-000	\$7,271.89
TOTAL GROSS RECEIPTS		\$12,250.79

The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	AMOUNT PAID
RYAN & BOBBI JO BENNER	Exemptions	8100-002	\$100.00
TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES			\$100.00

EXHIBIT 3 – SECURED CLAIMS

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NOTFILED	First Interstate Mortgage Service	4110-000	\$283,000.00	\$0.00	\$0.00	\$0.00
NOTFILED	High Peaks Federal Credit Union	4210-000	\$7,800.00	\$0.00	\$0.00	\$0.00
TOTAL SECURED CLAIMS			\$290,800.00	\$0.00	\$0.00	\$0.00

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
JOSEPH V. WOMACK, Trustee	2100-000	NA	\$1,965.08	\$1,965.08	\$1,965.08
JOSEPH V. WOMACK, Trustee	2200-000	NA	\$200.00	\$200.00	\$200.00
Independent Bank	2600-000	NA	\$30.24	\$30.24	\$30.24
The Bank of New York Mellon	2600-000	NA	\$75.00	\$75.00	\$75.00
U.S. Bankruptcy Court	2700-000	NA	\$260.00	\$260.00	\$260.00
US Bankruptcy Court	2700-000	NA	\$260.00	\$260.00	\$260.00
TOTAL CHAPTER 7 ADMIN. FEES AND		NA	\$2,790.32	\$2,790.32	\$2,790.32

CHARGES**EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

NONE

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

NONE

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
1	FIRST INTERSTATE BANK	7100-000	\$3,500.00	\$3,726.75	\$3,726.75	\$3,302.22
2	B.H.C., INC.	7100-000	\$450.22	\$507.02	\$507.02	\$449.26
3	ROCKY MOUNTAIN SUPPLY INC.	7100-000	\$1,700.00	\$1,735.74	\$1,735.74	\$1,538.01
4	IMOC LUMBER, INC.	7100-000	\$3,657.89	\$4,292.34	\$4,292.34	\$3,803.38
5	BILLINGS CLINIC	7100-000	\$300.00	\$302.00	\$302.00	\$267.60
NOTFILED	Capital One	7100-000	\$1,500.00	\$0.00	\$0.00	\$0.00
NOTFILED	Capital One	7100-000	\$1,300.00	\$0.00	\$0.00	\$0.00
NOTFILED	First Interstate Bank	7100-000	\$9,000.00	\$0.00	\$0.00	\$0.00
NOTFILED	Jerry Wessels Tire Center	7100-000	\$743.46	\$0.00	\$0.00	\$0.00
NOTFILED	Montana Energy Alliance	7100-000	\$846.72	\$0.00	\$0.00	\$0.00
NOTFILED	Wells Fargo Financial	7100-000	\$4,500.00	\$0.00	\$0.00	\$0.00
TOTAL GENERAL UNSECURED CLAIMS			\$27,498.29	\$10,563.85	\$10,563.85	\$9,360.47

FORM 1

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

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Exhibit 8

ASSET CASES

Case No.: 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
For the Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Date Filed (f) or Converted (c): 10/13/2010 (f)
§341(a) Meeting Date: 11/29/2010
Claims Bar Date: 08/10/2011

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
1	2010 tax refunds (u)	\$0.00	\$6,255.00	\$4,978.90	FA
Asset Notes: Federal \$6,255 State - \$0 (78%)					
2	WF CPI Refund (u)	\$0.00	\$7,271.89	\$7,271.89	FA

TOTALS (Excluding unknown value)

\$0.00\$13,526.89\$12,250.79Gross Value of Remaining Assets\$0.00**Major Activities affecting case closing:**

01/04/2021 Mailed distribution checks to creditors. ts
01/04/2021 Checks cut - waiting for checks to clear to do TDR mw
12/10/2020 Filed NFR & FA w/Court; waiting for approval to cut checks mw
11/13/2020 TFR to USTP mw
08/12/2020 Filed Motion to Reopen Case. ts
10/31/12 TDR to Great Falls kw

Initial Projected Date Of Final Report (TFR): 12/31/2011Current Projected Date Of Final Report (TFR): 06/29/2012/s/ JOSEPH V. WOMACK

JOSEPH V. WOMACK

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
Primary Taxpayer ID #: **_***7836
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/13/2010
For Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Bank Name: The Bank of New York Mellon
Checking Acct #: *****6665
Account Title: Checking Account
Blanket bond (per case limit): \$59,128,572.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
09/12/2011	(1)	Advantage Plus Federal Credit Union	2010 tax refunds	1224-000	\$100.00		\$100.00
03/19/2012	(1)	Ryan & Bobbie Benner	2010 tax refunds	1224-000	\$4,878.90		\$4,978.90
03/30/2012		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		\$25.00	\$4,953.90
04/30/2012		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		\$25.00	\$4,928.90
05/31/2012		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		\$25.00	\$4,903.90
06/28/2012	1001	RYAN & BOBBI JO BENNER	OVERPAYMENT	8100-002		\$100.00	\$4,803.90
06/29/2012		The Bank of New York Mellon	Bank and Technology Services Fee	2600-000		\$25.00	\$4,778.90
07/02/2012		The Bank of New York Mellon	Bank and Technology Services Fee Adjustment	2600-000		(\$25.00)	\$4,803.90
09/19/2012	1002	JOSEPH V. WOMACK	Dividend paid 100.00% on \$1,219.73, Trustee Compensation; Reference:	2100-000		\$1,219.73	\$3,584.17
09/19/2012	1003	JOSEPH V. WOMACK	Dividend paid 100.00% on \$200.00, Trustee Expenses; Reference:	2200-000		\$200.00	\$3,384.17
09/19/2012	1004	US Bankruptcy Court	Dividend paid 100.00% on \$260.00, Clerk of the Court Costs (includes adversary and other filing fees); Reference:	2700-000		\$260.00	\$3,124.17
09/19/2012	1005	FIRST INTERSTATE BANK	Dividend paid 29.57% on \$3,726.75; Claim# 1; Filed: \$3,726.75; Reference:	7100-000		\$1,102.16	\$2,022.01
09/19/2012	1006	B.H.C., INC.	Dividend paid 29.57% on \$507.02; Claim# 2; Filed: \$507.02; Reference:	7100-000		\$149.95	\$1,872.06
09/19/2012	1007	ROCKY MOUNTAIN SUPPLY INC.	Dividend paid 29.57% on \$1,735.74; Claim# 3; Filed: \$1,735.74; Reference:	7100-000		\$513.33	\$1,358.73
09/19/2012	1008	IMOC LUMBER, INC.	Dividend paid 29.57% on \$4,292.34; Claim# 4; Filed: \$4,292.34; Reference:	7100-000		\$1,269.42	\$89.31
09/19/2012	1009	BILLINGS CLINIC	Dividend paid 29.57% on \$302.00; Claim# 5; Filed: \$302.00; Reference:	7100-000		\$89.31	\$0.00

SUBTOTALS

\$4,978.90

\$4,978.90

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
Primary Taxpayer ID #: **_***7836
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/13/2010
For Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Bank Name: The Bank of New York Mellon
Checking Acct #: *****6665
Account Title: Checking Account
Blanket bond (per case limit): \$59,128,572.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTALS:	\$4,978.90	\$4,978.90	\$0.00
Less: Bank transfers/CDs	\$0.00	\$0.00	
Subtotal	\$4,978.90	\$4,978.90	
Less: Payments to debtors	\$0.00	\$100.00	
Net	\$4,978.90	\$4,878.90	

For the period of 10/13/2010 to 2/9/2021

Total Compensable Receipts:	\$4,978.90
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$4,978.90
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$4,878.90
Total Non-Compensable Disbursements:	\$100.00
Total Comp/Non Comp Disbursements:	\$4,978.90
Total Internal/Transfer Disbursements:	\$0.00

For the entire history of the account between 09/12/2011 to 2/9/2021

Total Compensable Receipts:	\$4,978.90
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$4,978.90
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$4,878.90
Total Non-Compensable Disbursements:	\$100.00
Total Comp/Non Comp Disbursements:	\$4,978.90
Total Internal/Transfer Disbursements:	\$0.00

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
Primary Taxpayer ID #: **_***7836
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/13/2010
For Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Bank Name: Independent Bank
Checking Acct #: *****2461
Account Title:
Blanket bond (per case limit): \$59,128,572.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
08/06/2020	(2)	Wells Fargo Auto	CPI Payment for 2001 Ford Expedition	1229-000	\$7,271.89		\$7,271.89
08/31/2020		Independent Bank	Account Analysis Charge	2600-000		\$9.08	\$7,262.81
09/30/2020		Independent Bank	Account Analysis Charge	2600-000		\$10.59	\$7,252.22
10/30/2020		Independent Bank	Account Analysis Charge	2600-000		\$10.57	\$7,241.65
01/04/2021	1001	JOSEPH V. WOMACK	Trustee Compensation	2100-000		\$745.35	\$6,496.30
01/04/2021	1002	U.S. Bankruptcy Court	Claim #: ; Distribution Dividend: 100.00%; Amount Claimed: \$260.00; Amount Allowed: \$260.00;	2700-000		\$260.00	\$6,236.30
01/04/2021	1003	FIRST INTERSTATE BANK	Claim #: 1; Distribution Dividend: 88.61%; Amount Claimed: \$3,726.75; Amount Allowed: \$3,726.75;	7100-000		\$2,200.06	\$4,036.24
01/04/2021	1004	B.H.C., INC.	Claim #: 2; Distribution Dividend: 88.61%; Amount Claimed: \$507.02; Amount Allowed: \$507.02;	7100-000		\$299.31	\$3,736.93
01/04/2021	1005	ROCKY MOUNTAIN SUPPLY INC.	Claim #: 3; Distribution Dividend: 88.61%; Amount Claimed: \$1,735.74; Amount Allowed: \$1,735.74;	7100-000		\$1,024.68	\$2,712.25
01/04/2021	1006	IMOC LUMBER, INC.	Claim #: 4; Distribution Dividend: 88.61%; Amount Claimed: \$4,292.34; Amount Allowed: \$4,292.34;	7100-000		\$2,533.96	\$178.29
01/04/2021	1007	BILLINGS CLINIC	Claim #: 5; Distribution Dividend: 88.61%; Amount Claimed: \$302.00; Amount Allowed: \$302.00;	7100-000		\$178.29	\$0.00

SUBTOTALS

\$7,271.89

\$7,271.89

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
Primary Taxpayer ID #: **_***7836
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/13/2010
For Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Bank Name: Independent Bank
Checking Acct #: *****2461
Account Title:
Blanket bond (per case limit): \$59,128,572.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTALS:	\$7,271.89	\$7,271.89	\$0.00
Less: Bank transfers/CDs	\$0.00	\$0.00	
Subtotal	\$7,271.89	\$7,271.89	
Less: Payments to debtors	\$0.00	\$0.00	
Net	\$7,271.89	\$7,271.89	

For the period of 10/13/2010 to 2/9/2021

Total Compensable Receipts:	\$7,271.89
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$7,271.89
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$7,271.89
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$7,271.89
Total Internal/Transfer Disbursements:	\$0.00

For the entire history of the account between 08/06/2020 to 2/9/2021

Total Compensable Receipts:	\$7,271.89
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$7,271.89
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$7,271.89
Total Non-Compensable Disbursements:	\$0.00
Total Comp/Non Comp Disbursements:	\$7,271.89
Total Internal/Transfer Disbursements:	\$0.00

FORM 2

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 10-62461-RBK
Case Name: BENNER, RYAN DWAYNE AND BENNER, BOBBIE JO
Primary Taxpayer ID #: **_***7836
Co-Debtor Taxpayer ID #:
For Period Beginning: 10/13/2010
For Period Ending: 2/9/2021

Trustee Name: Joseph V. Womack
Bank Name: Independent Bank
Checking Acct #: *****2461
Account Title:
Blanket bond (per case limit): \$59,128,572.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS

NET DISBURSE

ACCOUNT BALANCES

\$12,250.79

\$12,250.79

\$0.00

For the period of 10/13/2010 to 2/9/2021

Total Compensable Receipts: \$12,250.79
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$12,250.79
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$12,150.79
Total Non-Compensable Disbursements: \$100.00
Total Comp/Non Comp Disbursements: \$12,250.79
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the case between 10/13/2010 to 2/9/2021

Total Compensable Receipts: \$12,250.79
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$12,250.79
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$12,150.79
Total Non-Compensable Disbursements: \$100.00
Total Comp/Non Comp Disbursements: \$12,250.79
Total Internal/Transfer Disbursements: \$0.00

/s/ JOSEPH V. WOMACK

JOSEPH V. WOMACK